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| | | |
|---|-------------------------------|-----------------|
| ELECTION AND POWER OF ATTORNEY OR AUTHORIZATION OF AGENT | Application Number | 10/648,812 |
| | Filing Dat | August 26, 2003 |
| | First Named Inventor | Scott E. Zook |
| | Group Art Unit | |
| | Examiner Name | |
| | Attorney Docket Number | 690068.569 |

I hereby appoint:

☒ Practitioners at Seed IP Law Group PLLC → Customer Number

OR

☐ Practitioner(s) named below:

| Name | Registration Number |
|------|---------------------|
| | |
| | |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

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OR

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| City | | State | | ZIP | |
| Country | | | | | |
| Telephone | | Fax | | | |

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

☒ As assignee of record of the entire interest I/we hereby elect, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventor.

SIGNATURE of Applicant or Assignee of Record

| | |
|-----------|-------------------------------|
| Name | Margaret Valeur-Jensen, Ph.D. |
| Signature | |
| Date | 9/17/03 |

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any Comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Sc tt E. Zook et al.Application No./Patent No.: 10/648,812 Filed/Issue Date: August 26, 2003

Entitled: NOVEL POLYMORPH OF N-METHYL-N-(3-{3-[2-THIENYL CARBONYL]-
PYRAZOL-[1,5- α]-PYRIMIDIN-7-YL}PHENYL)ACETAMIDE AND COMPOSITIONS
AND METHODS RELATED THERETO

Neurocrine Biosciences, Inc.

(Name of Assignee)

a

corporation(Type of Assignee, e.g., corporation, partnership,
university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above.
The assignment was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a **copy thereof is attached**.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the
current assignee as shown below:

1. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached

2. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached

☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ Copies of assignments or other documents in the chain of title noted in B above are
attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be
submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records
of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

9117103

Date

Margaret Valeur-Jensen, Ph.D.

Typed or printed name

Signature

Senior Vice President and General Counsel

Title

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Commissioner for Patents, Washington, DC 20231.

ASSIGNMENT

HDB

WHEREAS, we, Scott E. Zook, Donald Hettinger and Henry R. DuBois, III (hereinafter referred to as ASSIGNORS), having mailing addresses of 3716 Arizona Street, San Diego, California 92104; 10826 Pacific Canyon Way, San Diego, California 92121; and 84 Route 385, Catskill, New York 12414, respectively, are the joint inventors of an invention entitled "NOVEL POLYMORPH OF N-METHYL-N-(3-{3-[2-THIENYLCARBONYL]-PYRAZOL-[1,5- α]-PYRIMIDIN-7-YL}PHENYL)ACETAMIDE AND COMPOSITIONS AND METHODS RELATED THERETO," as described and claimed in the specification for which an application for United States letters patent was filed on August 26, 2003 and assigned Application No. 10/ 648,812 This application claims the benefit of U.S. Provisional Application No. 60/406,072, filed August 26, 2002.

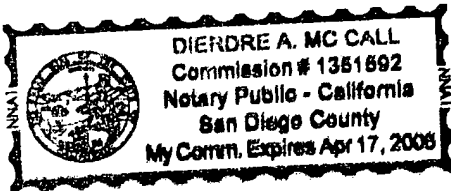
WHEREAS, Neurocrine Biosciences, Inc. (hereinafter referred to as ASSIGNEE), a corporation of the State of Delaware having a place of business at 10555 Science Center Drive, San Diego, California 92121-1102, is desirous of acquiring the entire right, title and interest in and to the invention and in and to any letters patent that may be granted therefor in the United States and in any and all foreign countries;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign and transfer unto said ASSIGNEE the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer and sale not been made. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to ASSIGNEE. ASSIGNORS agree to execute all instruments and documents required for the making and prosecution of applications for United States and foreign letters patent on said invention, for litigation regarding letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

Applicants' counsel is authorized to insert the official filing date and application number information when it becomes available.

Date August 28th 2003 Scott E. Zook
State of California Scott E. Zook
County of San Diego ss.

I certify that I know or have satisfactory evidence that Scott E. Zook is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

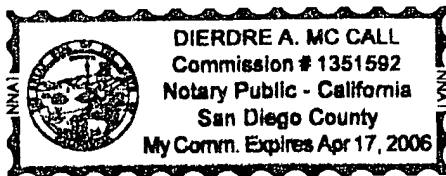


Dated 8/28/03
Signature of Dierdre A. McCall
Notary Public
Printed Name Dierdre A. McCall
My appointment expires April 17, 2006

Date 8/28/03State of CaliforniaCounty of San DiegoSignature of Donald Hettinger
Donald Hettinger

ss.

I certify that I know or have satisfactory evidence that Donald Hettinger is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated 8/28/03Signature of Dierdre A. McCall
Notary PublicPrinted Name Dierdre A. McCallMy appointment expires April 17, 2006Date 9/2/03State of New YorkCounty of RensselaerSignature of Henry R. DuBoise, III
Henry R. DuBoise, III
#013

ss.

I certify that I know or have satisfactory evidence that Henry R. DuBoise, III, is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated 9/2/03Signature of Darcy P. Van Patten
Notary PublicPrinted Name DARCY P. VAN PATTENMy appointment expires 6/20/06

DARCY P. VAN PATTEN
Notary Public, State of New York
Qualified in Saratoga County
Reg. #4933616
My Commission Expires 6-20-06



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DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)

Title of Invention

NOVEL POLYMORPH OF N-METHYL-N-(3-{3-[2-THIENYLCARBONYL]-
PYRAZOL-[1,5- α]-PYRIMIDIN-7-YL}PHENYL)ACETAMIDE AND
COMPOSITIONS AND METHODS RELATED THERETO

As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or
☒ Application No. 10/648,812, filed on August 26, 2003,
☐ as amended on _____ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable; and

All statements made herein of my/our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR(S)

Inventor one: Scott E. Zook

Citizen of: Canada

Signature: 

Date: Sept. 17 '03

Inventor two: Donald Hettinger

Citizen of: US

Signature: 

Date: 9/12/03

Inventor three: Henry R. DuBois III

Citizen of: US

Signature: 

Date: 9/19/03

Inventor four: _____

Citizen of: _____

Signature: _____

Date: _____

☐ Additional inventors are being named on 1 additional form(s) attached hereto.

Burden Hour Statement: This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is used by the public to file (and the PTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 1 minute to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Docket No. 690068.569

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